IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 6TH NOVEMBER 2007 / 15TH KARTHIKA 1929

WP(C).No. 30883 of 2007(B)

PETITIONER:
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1. K.M.SURESH, AGED 38 YEARS,
S/O K.N.MOHANAN, RESIDING AT KARAPLAKKAL HOUSE,
KALLIPPARA, MUNDAMUDI P.O.,
IDUKKI DISTRICT.

2. THANKACHAN P.J., AGED 41 YEARS,
S/O JOSEPH, RESIDING AT PEEDIYEKAL HOUSE,
VARIKKAMUTHAN, VENMANI P.O., IDUKKI DISTRICT.

BY ADV. SRI.JOICE GEORGE

RESPONDENTS:
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1. THE REGISTRAR OF CO-OPERATIVE SOCIETIES,
KERALA, OFFICE OF THE REGISTRAR OF
CO-OPERATIVE SOCIETIES, THIRUVANANTHAPURAM-1.

2. THE JOINT REGISTRAR OF CO-OPERATIVE
SOCIETIES(GENERAL), IDUKKI, PAINAVU P.O.,
IDUKKI DISTRICT.

3. THE ASST. REGISTRAR OF CO-OPERATIVE
SOCIETIES, THODUPUZHA, OFFICE OF THE
ASST. REGISTRAR OF CO-OPERATIVE SOCIETY,
THODUPUZHA P.O., IDUKKI DISTRICT.

4. THE IDUKKI - VENMANI SERVICE
CO-OPERATIVE BANK LIMITED, NO.1-288,
REPRESENTED BY THE SECRETARY, IDUKKI,
VENMANI P.O., IDUKKI DISTRICT.

BY ADV. SRI.P.C.SASIDHARAN
GOVT. PLEADER SRI.P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1	**TRUE COPY OF THE RELEVANT EXTRACT OF BYE-LAWS OF THE 4TH RESPONDENT CO-OP.BANK**
EXT.P2	**TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE FIRST PETITIONER BEFORE R3**
EXT.P3	**TRUE COPY OF THE REPRESENTATION DTD. 3-10-07 SUBMITTED BY THE PETITIONER AND ANOTHER BEFORE R2**
EXT.P4	**TRUE COPY OF THE LIST OF INELIGIBLE MEMBERS SUBMITTED BY THE PETITIONER BEFORE R2**
EXT.P5	**TRUE COPY OF THE APPLICATION DTD. 24-09-07 SUBMITTED BY THE PETITINER BEFORE R4**

RESPONDENT'S EXHIBITS

EXT.R4(A)	**TRUE COPY OF THE VOTERS LIST OF WARD NO.12**
EXT.R4(B)	**TRUE COPY OF THE VOTERS LIST OF WARD NO.14**
EXT.R4(C)	**TRUE COPY OF THE CERTIFICATE ISSUED BY THE CHAIRMAN OF THE DEVELOPMENT STANDING COMMITTEE OF VANIPURAM GRAMA PANCHAYATH.**
EXT.R4(D)	**TRUE COPY OF THE LETTER ISSUED BY THE VANNAPPURAM GRAMA PANCHAYAT MEMBER.**
EXT.R4(E)	**TRUE COPY OF - DO-**
EXT.R4(F)	**TRUE COPY OF - DO-**
EXT.R4(G)	**TRUE COPY OF THE MEETING NOTICE BOOK DTD. 19/09/2007**

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(c).No.30883 OF 2007

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Dated this the 6th day of November , 2007

JUDGMENT

Petitioner has approached this court complaining that several persons have been enrolled as members and they cannot continue as members. According to the petitioner, he has moved the committee and thereafter he has moved the Joint Registrar.

After arguing some time, learned counsel for the petitioner submits that the writ petition may be disposed of reserving the right of the petitioner to move before the Registrar under Rule 16 (4) of the Co-operative Societies Rules. Accordingly, the writ petition is disposed of reserving the right of the petitioner to move the statutory authority under Rule 16(4) with appropriate petition.

(K.M.JOSEPH, JUDGE)

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